

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

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TIFFANEE GOULD, individually	:	Case No. 2:21-cv-20455-CCC-LDW
and on behalf of her minor son, A.J.,	:	
<i>et al.</i> ,	:	[PROPOSED] ORDER
	:	GRANTING DEFENDANT THE
Plaintiffs,	:	GUIDA-SEIBERT DAIRY
	:	COMPANY’S MOTION TO
v.	:	DISMISS PLAINTIFFS’
	:	COMPLAINT IN PART
THE GUIDA-SEIBERT DAIRY	:	PURSUANT TO FED. R. CIV. P.
COMPANY, <i>et al.</i> ,	:	<u>12(b)(6)</u>
	:	
Defendants.	:	Motion Date: June 21, 2022
	:	
	:	
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THIS MATTER, having been brought before the Court by Philip A. Goldstein, counsel for Defendant The Guida-Seibert Dairy Company (“Defendant”), for an Order granting Defendant’s Motion to Dismiss Plaintiffs’ Complaint in part pursuant to Fed. R. Civ. P. 12(b)(6), and the Court having considered all motion papers on file and the arguments of counsel, and for good cause shown,

IT IS, ON THIS ____ DAY OF _____, 20____, ORDERED AND ADJUDGED as follows:

1. Defendant The Guida-Seibert Dairy Company’s Motion to Dismiss Plaintiffs’ Complaint pursuant to Fed. R. Civ. P. 12(b)(6) is hereby **GRANTED** and the following causes of action are dismissed with prejudice: (a) Count I

(Negligence), (b) Count II (New Jersey Products Liability Act) as to the New Jersey Parent Class Only, (c) Count III (Intentional Infliction of Emotional Distress), and (d) Plaintiffs' claims for punitive damages.

Hon. Noel L. Hillman
U.S. District Court Judge

- ☐ Motion Opposed
- ☐ Motion Unopposed

Appearances By: